COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BARREN COUNTY GAS AND BARRY ROGERS,	COMPANY, RANDY KNIGHT INDIVIDUALLY))) CASE NO. 96-050
ALLEGED VIOLATION	OF KRS CHAPTER 278)

ORDER

The Commission's Gas Pipeline Safety Branch conducted an investigation of two incidents involving Barren County Gas Company ("Barren County Gas") and leaks which occurred in its natural gas distribution system in Barren County, Kentucky. A copy of the report is attached as an Appendix to this Order. Barren County Gas is classified by the Commission as a local distribution system and is subject to the Commission's jurisdiction under KRS 278.040 and subject to all safety requirements pertaining to natural gas utilities under KRS Chapter 278 and 807 KAR 5:022. Barry Rogers is the president of Barren County Gas.

Commission investigators first interviewed Jadie and Rex Parsons of Mammoth Petroleum, Inc., who stated they received a phone call on October 8, 1995 from the Barren County 911 Dispatch Center advising them of a natural gas leak at a creek crossing near Glover Road in Barren County. The operator was told to contact Randy Knight, manager of Barren County Gas, as Jadie and Rex Parsons were no longer affiliated with Barren County Gas. Attempts by the 911 dispatcher to contact Randy Knight were unsuccessful. The Chief of the Temple Hill Volunteer Fire Department, Sammy

Perkins, contacted the property owner and a well feeding the Barren County Gas system was closed.

Mammoth Petroleum, at the request of Mark O'Brien, President of Natural Gas of Kentucky, Inc. and Bluegrass Gas Sales, Inc., subsequently repaired the leak on November 13, 1995.

The Captain of the East Barren Volunteer Fire Department, Tony Jackson, stated that on at least one occasion his department was unable to make contact with Barren County Gas when a property owner severed a gas service line with a lawnmower. It is unknown at this time how this leak was eventually repaired and by whom.

Both Chief Perkins and Captain Jackson stated that they have never been contacted by Barren County Gas or its agents to establish and maintain liaison with the appropriate fire, police, and other officials to allow a proper response to gas pipeline emergencies as required by 807 KAR 5:022, Section 13(9)(a) and (c).

From the facts alleged, the Commission finds that a <u>prima</u> <u>facie</u> showing has been made that Barren County Gas, Randy Knight, and Barry Rogers have violated all the above-cited regulations in failing to respond to emergency situations which have the potential to cause injuries to persons and property, and to coordinate responses with emergency officials. KRS 278.992 provides that any person who violates any Commission regulation governing the safety of pipeline facilities shall be subject to a civil penalty not to exceed \$10,000 for each violation for each day the violation persisted, not to exceed \$500,000 for any related series of violations.

IT IS THEREFORE ORDERED that:

- 1. Barren County Gas, Inc., Barry Rogers, as its president and in his individual capacity, and Randy Knight, in his individual capacity, shall appear before the Commission on May 14, 1996 at 10:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, to show cause why civil fines of up to \$500,000 should not be assessed for the pipeline safety violations noted in this Order.
- 2. Barren County Gas, Inc., Barry Rogers, and Randy Knight shall file within 7 days of the date of this Order, a written response to the inspection report contained in the Appendix.

Done at Frankfort, Kentucky, this 14th day of March, 1996.

PUBLIC SERVICE COMMISSION

Chairman

Vice Chairman

Commissioner

ATTEST:

Executive Director

AN APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 96-050 DATED MARCH 14, 1996.



COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE POST OFFICE BOX 615 FRANKFORT, KY. 40602 (502) 564-3940

January 5, 1996

Mr. Barry Rogers, President Barren County Gas Company P. O. Box 8341 Shawnee Mission, Kansas 66208-0341

Dear Mr. Rogers:

Attached is a copy of an inspection report on the Barren County Gas Company which was initiated as the result of a complaint from a local volunteer fire department.

Please respond to this report by February 5, 1996 with any information you may have as to why Barren County Gas Company should not be required to appear before the Commission in this matter.

If you require further information, please contact David B. Kinman at (502) 564-3940.

Sincerely,

E. Scott Smith, Manager Gas Safety Branch

ESS:DBK:dcp 9533500, 9533700

COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION

COMPLAINT INVESTIGATION

BARREN COUNTY GAS COMPANY

JANUARY 5, 1996

BRIEF

A complaint investigation of Barren County Gas Company ("Barren County Gas") was initiated when Jadie Parsons, a caller, reported on December 6, 1995, problems in contacting Barren County Gas regarding a natural gas leak on its system.

This investigation was conducted on December 19-20, 1995 by David B. Kinman, pipeline safety investigator for the Kentucky Public Service Commission.

Natural gas operators are jurisdictional to the PSC under KRS 278.040, KRS 278.495, and through a 5(a) Agreement with the United States Department of Transportation, Office of Pipeline Safety, for the enforcement of the Natural Gas Pipeline Safety Act of 1968.

INSPECTION

Messrs. Jadie and Rex Parsons of Mammoth Petroleum, Inc. ("Mammoth Petroleum") stated that they received a telephone call on October 8, 1995 from the Barren County 911 Dispatch Center advising them of a natural gas leak at the creek crossing on Glover Road in Barren County. Mr. Jadie Parsons, who at one time, helped maintain the Barren County Gas system for its owner, Barry Rogers, advised the 911 dispatcher that they were no longer affiliated with Barren County Gas and advised the dispatcher to notify Mr. Randy Knight, Manager of Barren County Gas. The 911 dispatcher attempted to

Report - Barren County Gas Company January 5, 1996 Page 2

notify Barren County Gas of the leak by calling the telephone numbers they have listed for this operator: (913) 727-2433, (502) 864-5885, and (502) 864-2600. This occurred on October 8, 1995.

According to statements from Mr. Sammy Perkins, Chief of the Temple Hill Volunteer Fire Department, who responded to the leak, the landowner was notified and a well feeding into the Barren County Gas system was turned off.

Mr. Jadie Parsons stated that when Mammoth Petroleum repaired the same leak at the same site on November 13, 1995, at the request of Mr. Mark O'Brien, President of Natural Gas of Kentucky and Bluegrass Gas Sales, Inc., that the leak was still active and blowing gas into the atmosphere. An unrelated leak in the same area on May 27, 1995 also resulted in a lack of response due to an inability to contact this operator according to Chief Perkins.

Mr. Tony Jackson, Captain of the East Barren Volunteer Fire Department, was also interviewed during this investigation. He stated that on May 20, 1994, when a property owner severed a gas service line with a lawn mower, his department was unable to make contact with Barren County Gas. How this leak was eventually repaired is unknown.

Both, Chief Perkins and Captain Jackson, stated that they have never been contacted by Mr. Rogers nor Mr. Knight, operators of Barren County Gas, as required by 807 KAR 5:022, Section 13(9)c.

Report - Barren County Gas Company January 5, 1996 Page 3

FINDINGS

- 1. Barren County Gas has failed to comply with 807 KAR 5:022, Section 13(9)(a), which requires each natural gas operator to establish written procedures to minimize hazards resulting from a gas pipeline emergency. This requires prompt and effective response to emergency situations and making safe any actual or potential hazard to life or property.
- 2. Barren County Gas has failed to comply with 807 KAR 5:022, Section 13(9)(c), which requires each natural gas operator to establish and maintain liaison with appropriate fire, police and other public officials.

RECOMMENDATIONS

Given these circumstances and the lack of response by Barren County Gas to leak calls which have the potential to cause fires and explosions, it is recommended that the Commission consider action against the utility in accordance with KRS 278.992.

Respectfully submitted,

Navid B. Kinman

Gas Utility Investigator

Ell

DBK:dcp/9533500-9533700

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TEMPLE HILL VOLUNTEER FIRE DEPARTMENT Times 8537 TOMPKINSVILLE RD. GLASGOW, KY 42141 10-7-Date FIRE 651-9700 OFFICE 427-2220 Received Incident Address Occupants Dispatched 203 (eas 2037 10-18 Owner. 2021 10-97 Address 10-98 Nature of Alarm ☐ MOTEL ☐ ADT-ALARM ☐ ASSIST OTHER DEPT. ☐ GAS WASH-DOWN' ☐ OFFICE BLD. ☐ AIRPLANE / AIRPORT ☐ FACTORY BLD. KHAZ MATERIAL ☐ STAND-BY ☐ RESCUE-ACCIDENT ☐ HOSPITAL ☐ TRASH* ☐ RESCUE-MEDICAL ☐ BARN ☐ FARM EQUIP.* ☐ TRUCK® BUSINESS BLD. O FIELD / BRUSH* ☐ HOUSE SCHOOL BLD. 43 □ UNKNOWN CAR* ☐ GARAGE □ LOCK-OUT* SHED / OUT BLD. 45 46 CHURCH BLD. **☐ GAS STATION** ☐ NURSING HOME □ SMOKE/DETECTOR □ OTHER Units Responding Other_ NUMBER FIRE SERVICE PERSONNEL MUMBER ENGINES NUMBER AFRIAL APPARATUS MUMBER OTHER VEHICLES RESPONDED RESPONDED RESPONDED RESPONDED NUMBER OF INJURIES NUMBER OF FATALITIES FIRE SERVICE OTHER FIRE SERVICE OTHER TYPE OF BUILDING MOBILE PROPERTY TYPE AREA OF FIRE ORIGINAL EQUIPMENT INVOLVED IN IGNITION FORM OF HEAT OF IGNITION TYPE OF MATERIAL IGNITED FORM OF MATERIAL IGNITED ESTIMATED LOSS IDOLLARS ONLY! METHOD OF EXTINGUISHMENT LEVEL OF FIRE ORIGIN ☐ 1 Self-extinguished 🔲 7. Hand-laid hose ☐ 1. Grade level to 9 ft. abo B. Master streem devices 2. Make-shift aids 2. 10 to 19 ft. above 3. Control not classified 3. 20 to 29 ft. shove 4. 30 to 49 ft. shove ☐ 3. Portable extinguisher 7. Objects in flight 4. Automatic 0. Undeter/not report □ 8. Below ground/water level □ 9. Not classified □ 0. Undeter/not reported 5. 50 to 70 ft 5 Preconnected hose/water carried in apparatus tanks 5. 50 to 70 ft. above 5. Preconnected hose/water from hydrant, draft, standpipe NUMBER OF STORIES ☐ 6. 13 to 24 stories CONSTRUCTION TYPE 4. Unprotected noncombustible ☐ 8. Unprotected world ☐ 7. 25 to 49 stories ō 5. Protected ordinary 1 1 story € 4 5 to 6 stories 1. Fire resistive 9. Not classified 2. 2 stores € 5. 7 to 12 storie B. 50 stories or more 2. Heavy timer 6. Unprotected ordinary 0. Undetermined 3. 3 to 4 stores 0. Undetermot reported ☐ 3. Protected noncombustible 7. Protected wood frame EXTENT OF FLAME DAMAGE C 5. Floor of origin EXTENT OF SMOKE DAMAGE 5. Floor of origin 1 Object of origin ☐ 6. Structure □ 6. Structure □ 1. Object of origin□ 2. Part of room/area of origin 2. Part of room/area of origin 7. Beyond structure of origin 7. Beyond structure of origin 3. Room of origin O. Undeteringt reported 3. Room of origin 9. No damage 4. Fire-rated compartment 4. Fire-rated compartment 0. Undetermot reported DETECTOR PERFORMANCE 4. Not in room or space/not operated SPRINKLER PERFORMANCE ☐ 1 In room or space/operated 🔲 8. No equipment prese 5. In room or specerire too small 1. Equipment operated 2. Not in room or space/operated 2. Equipment should operated/did not 3. Equipment present/fire to small 9. Not classified 0. Undetermot reported 8. No detectors present 9. Not classified 3. In room or spacemot operated 0. Undetermot reported TYPE OF MATERIAL GENERATING MOST SMOKE AVENUE OF SMOKE TRAVEL 7. Utility opening/floor 8. No evenue of smoke ☐ 4. Stairwell ☐ 5. Opening in construction ☐ 6. Utility opening/wall 1. Air handling duct IF SMOKE SPREAD 2. Corridor 9. Not classified MOOR GNOY38 3. Elevator Shaft 0. Undetermot reported OF ORIGIN FORM OF MATERIAL GENERATING MOST SMUKE IF MOBILE PROPERTY YEAR MODEL STRIAL NO. LICENSE NO.

MODEL

SERIAL NO.

IF EQUIPMENT INVOLVED

IN IGNITION

YEAR

MAKE

12/08/95 Opage.s

To: Dave Kinman 302 564-1582

From: Rex Parsons. 502 565 4949

Here is the Mammoth Invoice to Barren County Gas.

Any questions, please all

BARRENCO.XLS

T0:

Barren County Gas

From: Date

12/8/95

Mammoth Petroleum, Inc.

Hrs	Description	Rate per hour	Total
9	2 man crew	\$20.00	\$120.00
9	Utility truck and to	30.00	180.00
9	Backhoe	40.00	240.00
		Total Due>	\$540.00

Repair Broken 1" blow-off on 3" main line on Glover Rd. in Barren County, KY $\langle \cdot \rangle$ Repairs done to Barren County Gas system 11/13/95

PUBLIC SERVICE COMMISSION

GAS INSPECTION REPORT

INSPECTIONS CONCLUDED BETWEEN 12/01/95 AND 12/31/95

UTILITY ID: 3650

COMPANY NAME: BARREN COUNTY GAS COMPANY

INSPECTION NBR:95 335 00 UNIT:00/

GAS OPERATION TYPE: GAS DISTRIBUTION TYPE OF GAS: NATURAL

LINE SEG/VALVE SECT: MILE POST: INSP. TYPE:F COMPLAINT

COMPRESSOR STATION/NBR: NBR. OF VIOLATIONS: NAME:

TYPE OF PIPE IN SYSTEM:

BEGIN DATE:12/ 6/95 END DATE:12/ 7/95 D.O.T. DAYS: 2 INSP. NAME:NANTZ RESP. DUE:

NOTICES: (1) (2) (3)

RESULT OF INCIDENT REPORT? Y INCIDENT REPORT NUMBER: REMARKS: Failure to respond to gas leak call on 10/8/95

ENTRY DATE: 12/27/95

INSPECTION NBR:95 336 00 UNIT:00/

GAS OPERATION TYPE: GAS DISTRIBUTION TYPE OF GAS: NATURAL

MILE POST: INSP. TYPE:F COMPLAINT LINE SEG/VALVE SECT:

NAME: NBR. OF VIOLATIONS: COMPRESSOR STATION/NBR:

TYPE OF PIPE IN SYSTEM:

BEGIN DATE:12/ 6/95 END DATE:12/ 7/95 D.O.T. DAYS: 2 INSP. NAME:KINMAN

NOTICES: (1) (2) RESP. DUE:

RESULT OF INCIDENT REPORT? Y INCIDENT REPORT NUMBER:

REMARKS: failure to respond to gas leak call on 10/8/95

ENTRY DATE:12/27/95

INSPECTION NBR:95 337 00 UNIT:00/

TYPE OF GAS: NATURAL

GAS OPERATION TYPE: GAS DISTRIBUTION

LINE SEG/VALVE SECT:

COMPRESSOR STATION/NBR:

NAME:

TYPE OF GAS: NATE

INSP. TYPE:F COMPLAINT

NBR. OF VIOLAT NBR. OF VIOLATIONS: 2

TYPE OF PIPE IN SYSTEM:

BEGIN DATE:12/19/95 END DATE:12/20/95 D.O.T. DAYS: 2 INSP. NAME:KINMAN

RESP. DUE: NOTICES: (1) (2) (3)

RESULT OF INCIDENT REPORT? Y INCIDENT REPORT NUMBER:

REMARKS: failure to respond to gas leak call on 10/8/95. Rec of show cause.

ENTRY DATE: 12/27/95

PUBLIC SERVICE COMMISSION GAS VIOLATION REPORT

INSPECTIONS CONCLUDED BETWEEN 12/01/95 AND 12/31/95

COMPANY NAME: BARREN COUNTY GAS COMPANY

INSP. NBR:95 337 00 V/N:001 UNIT:00/
GAS OPERATION TYPE: GAS DISTRIBUTION TYPE OF GAS: NATURAL
LINE SEG/VALVE SECT: MILE POST: INSP. TYPE:F COMPLAINT
COMPRESSOR STATION NBR: NAME: NBR. OF VIOLATIONS: 2

FINDING PER REGULATION: 807 KAR 5:022, Section 13(9)a VIO. CODE: Barren County Gas has failed to comply with this regulation PENALTY RECOMMENDED which requires each natural gas operator to establish \$ written procedures to minimize hazards resulting from a gas pipeline emergency. This requires prompt and effective response to emergency situations and making safe any actual or potential hazard to life or property.

RECOMMENDATIONS PER FINDING:

Formal hearing be held in this matter with action against the utility in accordance with KRS 278.992.

PENALTY APPROVED \$

DUE DATE:

PENALTY RECEIVED

REC DATE:

VIO. CORR. DATE

ENTRY DATE: 12/27/95

INSP. NBR:95 337 00 V/N:002 UNIT:00/
GAS OPERATION TYPE: GAS DISTRIBUTION TYPE OF GAS: NATURAL LINE SEG/VALVE SECT: MILE POST: INSP. TYPE:F COMPLAINT COMPRESSOR STATION NBR: NAME: NBR. OF VIOLATIONS: NBR. OF VIOLATIONS: 2

FINDING PER REGULATION: 807 KAR 5:022, Section 9(c) VIO. CODE: .
Operator has failed to comply with this regulation which PENALTY RECOMMENDED requires each natural gas operator to establish and maintain \$ liaison with appropriate fire, police and other public officials.

.00

PENALTY APPROVED \$.00

DUE DATE:

RECOMMENDATIONS PER FINDING:

Formal hearing to be held in this matter that the Commission PENALTY RECEIVED consider action against the utility in accordance with KRS 278.992.

\$.00 REC DATE:

VIO. CORR. DATE

ENTRY DATE: 12/27/95

Ø2/28/96 12:53:03 Barren County SE911 Call Number Detail PAGE USER JAMES

Dispatch #: 94-005005

Source: 911

Disp: C

Phone: 678-5163

Fire:

Name: STEVE BURTON

Law:

Address: 262 HILLWOOD RD Rescue:

Incoming Call: 05/20/94 16:37:54

Call Dispatch Time: 16:39:41 Call Arrival Time:

16:51:37

Call Clear Time:

17:49:34

Call Closed: 05/20/94 17:49:34

Units Dispatched:

Event: FUEL SPILL

Original Dispatch Remarks:

LADY ADV A NATURAL GAS LINE HAD BEEN CUT WITH LAWN MOWER THIS IS STEVE BURTON RESIDENCE. PHONE LISTED AS PHYSICAL THERAPY

UNIT	DEPT	STATUS/DSP/RUN#	LOCATION/REMARK	USER	DATE/TIME
				~~ ~~ ~~	
EB1	FØ8	DSP 93	;	ALLEN	05/20 16:39:41
EB1	FØ8	1018		ALLEN	05/20 16:49:41
EB1	FØ8	1097		ALLEN	05/20 16:51:37
EB1	FØ8	1098		ALLEN	05/20 17:40:49
EB1	FØ8	10105		ALLEN	05/20 17:49:33



FEB 2 9 1996

DIVISION OF UTILITY **ENGINEERING & SERVICES**

ENGL DAKKEN FIRE DEFI.
FDID IncExp. No. Date Day of Week Alarm Arrival In Service 752 940093-00 5/20/94 Friday Time Time Time 1639 1651 1749 Type of Situation Found Type of Action Taken Mutual Aid 41 Leak with no ignition 5 Standby 3 N/A Fixed Property Use Ignition Factor 411 One-family dwelling: year round use 08 Not a Fire Correct Address Zip Code Census Tract 262 HILLWOOD RD. 42141 0000.00 Occupant Name (Last, First, Mi) Telephone Room or Apt. BURTON STEVE 502-678-5163 Owner Name (Last, First, Mi) Address Telephone BURTON STEVE 262 HILLWOOD RD. GLASGOW 502-678-5163 Method of Alarm From Public Inspection District Shift No. Alarms 1 Telephone Direct 1
Fire Personnel Engines Responded Aerials Responded Other Vehicles 5 1 1
Number of Injuries Number of Fatalities Fire Service Other Fire Service Other
Complex Mobile Property Type
Area of Fire Origin Equipment Involved in Ignition
Form of Heat of Ignition Type of Material Ignited Form of Material
Method of Extinguishment Level of Fire Origin Estimated Loss (\$)
Number of Stories Construction Type
Extent of Flame Damage Extent of Smoke Damage
Detector Performance Sprinkler Performance
If Smoke Spread Beyond Room of Origin Type Material Generating Smoke Avenue of Smoke Travel
Form of Waterial Generating Most Smoke
Nobile Property Year Make Nodel Serial Number License No.
Equipment Involved in Ignition Year Make Model Serial Number

Officer In Charge Name, Position, Assignment Date Hodges, Steve ASST-CHIEF #2 5/20/94 Member Naking Report if Different from Above Date Jackson, Tony CAPTAIN #3 5/20/94